

MALIN, HALEY & DiMAGGIO, P.A.

PATENT, TRADEMARK & COPYRIGHT ATTORNEYS

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OCT 18 2005

EUGENE F. MALIN (1936-1990)

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TELECOPIER COVER SHEET**DATE:** OCTOBER 18, 2005**OUR FILE NO:** 9215.4803**TO:** UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR PATENTS**ATTENTION:** EXAMINER CHRISTOPHER R. HARMON, ART UNIT 3721**TELECOPIER NO:** 571-273-8300**FROM:** DALE PAUL DiMAGGIO, ESQ.**REGARDING:** LOOSE FILL PACKING MATERIAL AND
APPARATUS FOR MANUFACTURING SAME**TOTAL NUMBER OF PAGES INCLUDING COVER SHEET: 5**[NOTE: IF YOU DO NOT RECEIVE THE NUMBER OF PAGES LISTED ABOVE, OR IF YOU HAVE ANY
PROBLEMS WITH RECEIVING, PLEASE CALL OUR OFFICE AND ASK FOR DEBI]**SPECIAL NOTE:**

AMENDMENT - ELECTION

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Serial Number: 10/710,446

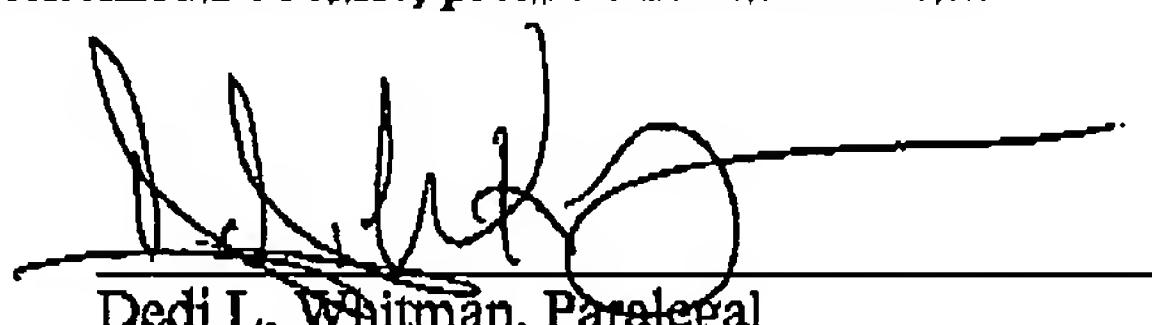
File Number: 9215.4803

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY that the following correspondence: *Patent Amendment Transmittal Letter and one (1) photocopy of the same; Amendment and Election* is being facsimile transmitted to examiner Christopher R. Harmon at the Patent and Trademark Office Fax No. (571) 273-8300, on this 18th day of October 2005.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code.

Any additional charges, including extension of time, please bill our Account
No. 13-1130.



Dedi L. Whitman, Paralegal

Date: October 18, 2005

MALIN, HALEY & DiMAGGIO, P.A.
CUSTOMER NUMBER 22235
1936 South Andrews Avenue
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Tel: (954) 763-3303
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L9215FORMS4803.AMEND.FAXING

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In re Application of : Levine, Norman D.
 Serial No. : 10/710,446
 Filed : July 12, 2004
 For : LOOSE FILL PACKING MATERIAL AND
 APPARATUS FOR MANUFACTURING SAME

OCT 18 2005

Fax Amendment - No Fee
 COMMISSIONER FOR PATENTS
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL LETTER

Sir:

- Transmitted herewith is an amendment in the above-identified application.
- Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a statement previously submitted.
- No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PAID FOR	PRESENT EXTRA	
TOTAL	* 48	MINUS	** 48	= 0
INDEP	* 3	MINUS	*** 3	= 0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY		OTHER THAN A SMALL ENTITY	
RATE	ADDIT. FEE	RATE	ADDIT. FEE
x\$25	\$ 0.00	x\$50	\$
x\$100	\$ 0.00	x\$200	\$ 0.00
x\$150	\$ 0.00	x\$300	\$

TOTAL	\$0.00	OR	\$ 0.00
ADDIT. FEE			

- Please charge our Deposit Account No. 13-1130 in the amount of \$. A duplicate copy of this sheet is attached.
- A Request for a _____ Extension of Time together with a check in the amount of \$ _____.00 for the fee is attached.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 13-1130. A duplicate copy of this sheet is attached.
- Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- Any patent application processing fees under 37 CFR 1.17.
- If there are any additional charges, including extensions of time, please bill our Deposit Account No. 13-1130.

MALIN, HALEY & DiMAGGIO, P.A.
 1936 South Andrews Avenue
 Ft. Lauderdale, FL 33316
 (954) 763-3303

Respectfully submitted,



Dale Paul DiMaggio, Reg. No. 31,823

CLIENT NO. 22235

I:\9215\frm14803.amendment transmittal

FORM PTO-1083

RECEIVED
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Case Docket No. 9215.4803

In re Application of : Levine, Norman D.
 Serial No. : 10/710,446
 Filed : July 12, 2004
 For : LOOSE FILL PACKING MATERIAL AND
 APPARATUS FOR MANUFACTURING SAME

OCT 18 2005

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TOTAL	\$0.00	OR	\$ 0.00
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 (954) 763-3303

Respectfully submitted,



Dale Paul DiMaggio, Reg. No. 31,823

CLIENT NO. 22235

OCT 18 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

October 18, 2005

In re application of : Levine, Norman D.
Serial No. : 10/710,446
Filed : July 12, 2004
For : **LOOSE FILL PACKING MATERIAL AND APPARATUS FOR MANUFACTURING SAME**
Examiner : Harmon, Christopher R.
Art Unit : 3721
Our File No. : 9215.4803

AMENDMENT - ELECTION

Fax Amendment – No Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Examiner Harmon:

In response to the Examiner's Restriction Requirement in the Office Action mailed October 6, 2005, Applicant makes a preliminary election to Group I, claims 1-44 and 48, for prosecution on the merits.

Any additional charges, including Extensions of Time, please bill our Deposit Account No. 13-1130.

Respectfully submitted,


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I:\9215\Amend\4803.election